

16328 / IFW

ATTORNEY DOCKET NO. 07136.0106U2
(FORMERLY ATTORNEY DOCKET NO. 22000.0106U2)
PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-----------------------------------|---|--------------------------|
| In re application of |) | |
| Brigham <i>et al.</i> |) | Group Art Unit: 1632 |
| |) | |
| Serial No. 10/027,797 |) | |
| |) | Examiner: Chen, Shin-Lin |
| |) | |
| Filed: December 20, 2001 |) | |
| |) | Confirmation No. 9406 |
| For: GENE DELIVERY AND EXPRESSION |) | |
| IN AREAS INACCESSIBLE TO DIRECT |) | |
| PROTEIN DELIVERY |) | |

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.
Customer No. 23859

May 18, 2004

Sir:

In response to the Restriction Requirement issued February 18, 2004 for the above-referenced patent application, applicants elect Group I (claim 1, drawn to a method for delivering a nucleic acid to a location that is inaccessible to direct protein delivery in an animal, comprising administering a positively charged liposome associated with said nucleic acid to said animal).

In addition, please amend the claims as follows, and consider the following remarks.

Amendments to the claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 4 of this paper.